

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Re: Application of: **Joachim SCHERRER et al.**  
Serial No.: 10/577,509  
Filed: April 28, 2006 as national phase of International  
Application No. PCT/EP04/10565 filed September 21,  
2004  
Attorney Docket No.: 710.1044  
For: **BRAKE SYSTEM, ESPECIALLY FOR UTILITY  
VEHICLES**

Mail Stop: PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

January 31, 2007

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Sir:

In response to the Notification of Missing Requirements, dated December 21, 2006 a copy of which is enclosed, please find a copy of an executed Declaration/Power of Attorney form signed by the inventors. Also submitted herewith is a check in the amount of \$130.00 covering the declaration filing surcharge.

If any additional fees are deemed to be due at this time, the Assistant Commissioner is authorized to charge payment of the same to Deposit Account No. 50-0552.

Respectfully submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

02/06/2007 MKAYPAGH 00000090 10577509

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By

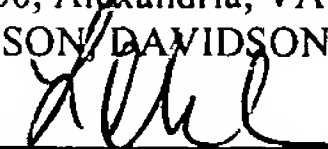


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I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Mail Stop: PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on January 31, 2007.  
DAVIDSON, DAVIDSON & KAPPEL, LLC

BY:

  
Liana Chirila



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/577,509	Joachim Scherer	710.1044

INTERNATIONAL APPLICATION NO.

PCT/EP04/10565

I.A. FILING DATE

09/21/2004

PRIORITY DATE

10/29/2003

23280

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NEW YORK, NY 10018

**RECEIVED**  
DEC 27 2006  
DAVIDSON, DAVIDSON & KAPPEL

CONFIRMATION NO. 6652

371 FORMALITIES LETTER



\*OC000000021690306\*

Date Mailed: 12/21/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/28/2006
- English Translation of the IA filed on 04/28/2006
- Copy of the International Search Report filed on 04/28/2006
- Copy of IPE Report filed on 04/28/2006
- Preliminary Amendments filed on 04/28/2006
- Information Disclosure Statements filed on 04/28/2006
- Oath or Declaration filed on 04/28/2006
- U.S. Basic National Fees filed on 04/28/2006
- Priority Documents filed on 04/28/2006

*DPM 12/27/08*

*7/21/07 Missing Parts (Deadline)*

*2/21/07 Missing Parts (Due Date)*

*Reminder 1/21/07*

*2/10/07*

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

*ERS/TAC/WCG/OP*

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/577,509	PCT/EP04/10565	710.1044